



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mark C. Duhon et al. § Art Unit: 3672
Serial No.: 09/871,240 §
Filed: May 30, 2001 § Examiner: Jennifer Hawkins Gay
For: Expandable Elements § Atty. Dkt. No.: 22.1397 (SHL.0102US)

Mail Stop Appeal Brief-Patents

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST TO REINSTATE APPEAL

Dear Sir:

Prosecution was re-opened by the Examiner in response to the Appeal Brief submitted August 8, 2006.

It is respectfully requested that the appeal be reinstated. Enclosed herewith are:

- (1) a Notice of Appeal pursuant to 37 C.F.R. § 41.31; and
- (2) a new Appeal Brief Pursuant to § 41.37.

Please apply previously paid fees for the filing of the previous Notice of Appeal and Appeal Brief to the presently submitted Notice of Appeal and Appeal Brief.

Date of Deposit: September 25, 2006

I hereby certify under 37 CFR 1.8(a) that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

Ginger Yount
Ginger Yount

Appln. Serial No. 09/871,240
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The Commissioner is authorized to charge any additional fees and/or credit any overpayment to Deposit Account No. 20-1504 (SHL.0102US).

Respectfully submitted,

Date:

9-25-2006



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